

G R S App F IX 4]

194₂

File No 135-42

Previous References

Ind 27433-4

(M.L.)

Serial Nos 8, 9

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

Part B for Jan 43

SUBJECT

Encroachment into road margin
by one S. Puttappa, Hanumanth-

To,
The D. C. Chitaldrug
L 6913 dt 13 / 43

Approval of the ~~above~~ proposal
re the _____

Serial
No

From the D.C. Chitaldang.

Letter no. No. 2386/4142-822-10 1942 -
requesting for order to allow the bridge upon
at by the G. Patkama in Hardan Dorn
to stand, although the green bed road
margin of 50 ft. has not been kept up.
The facts of the case are fully
explained by the D.C.

These sites were formed so long
back as 1925 and road and many houses
have been reported to have been built up
The conditions regarding the leaving of the
road margin etc have been inserted upon
in the G.O. of 6th June 1931 the D.C.
therefore recommends that the Corporation
put up by the Patkama may be allowed
to stand as per the resolution of the
Municipal Council of 1940

Tubed for order

^{30/10-42} 3 In the circumstances reported,
^{30/10} the recommendation of the D.C.
Chitaldang District to allow the
Corporation in this case to remain
as at present, even though it is
contrary to the instructions of Govt
relating to road margins may

File No

2613/2

of 1942

General and Revenue
Secretariat

Serial
No

perhaps be accepted as a special
Case

" The Chief Engineer may be also
consulted in the matter before
approving the D's recommendation

Lawrence for

4/11/42

" The Chief Engineer may
be consulted

Acc

6/11/42

6 Forwarded with compliments to the

Chief Engineer of Mysore P. W.

for favour of opinion on the

proposal made by the D.C.

Chief Engineer in this case and generally in the similar cases

1448
13/11-1942

for recommendation

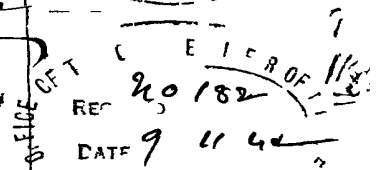
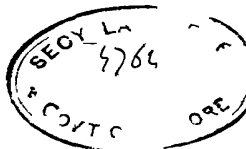
6/11/42 in seq to pt
Lawrence

7750/1/a 12-11-42

Forwarded w/c to the Superintending
Engineer Shimoga for favour of remarks
and early return

Commented

7/11/42
Chief Engineer Mysore



No 100876/42

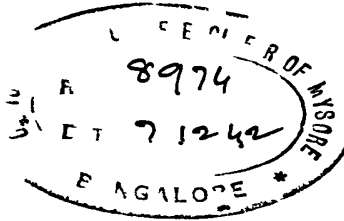
Cell
21/42

2613

General and Revenue
Secretariat

File No

of 194

Serial
No8 Subject - Encroachment into Road Margin by
one Mr G Puttanna, Harihar Town MunicipalityReference - Chief Engineer's No 7750/1 File
dated 12/11/1942

Memo No

893

Dated 5-12-42

en file

9 Resubmitted to the Chief Engineer of Mysore,
Bangalore the ~~xxxxx~~ Deputy Commissioner's re-
commendation to allow the Compound wall as a
special case may be accepted in view of his
Circular to the Presidents of the Muni- the ^{icipalities to} Consult
Public Works Department before licenses are
granted, and of the fact that the other structures
along this Road already built are not strictly
according to the Road margin order Vide para
5 of his letter No A 6 3386/41-42 dated 22/10/42

BR 3/12

[Signature]
Superintending Engineer,
Shimoga Circle

40295

124

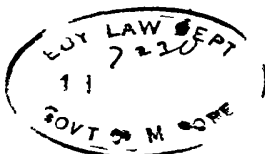
11 12 42

forwarded with compliments with
10 the information that in the
circumstances explained above,
the compound wall may be
allowed to stand as a special
case

Secy to Govt
Law Dept

[Signature]
6/12/42

[Signature]
11-12-42



11) Pl put up as right up
Draft up & resubmitted for approval
11/12/42
6/12/42

4) Encroachment — Road Margins by one
 In S Puttappa St. at the Inn 13

File No 135 of 1942 General and Revenue Secretariat
 26/13/42

13 The D.C. Chitalony requests General Serial No
 orders allowing the present construction
 at Hahabekun along the Bangalore - Chitalony
 State Fund road to stand as they are now
 as otherwise acquisition of portions for the
 improvement of road margin would involve
 heavy cost. The D.C. has submitted
 information as to how many such cases are
 for such treatment. The exact road
 margin allowed in each of these cases
 has information to necessary for the disposal of
 the cases. It will be called for separately.

As the Chief Eng. is agreeable to the
 allowing of the compound wall constructed by
 the S. Puttappa to stand as a special
 case, a draft reply conveying approval
 is being for order.

15) May be approved as
 a special case

Number 259

18/12/42
 18/12/42
 18/12/42
 31/12/42

Not 6918/8131 1942, conveyed
 approval to the proposal as a special case
 of the D.C. Chitalony

TYPING SE
 - 2
 GE 8

This may be done
 18/12/42

SECY LAW DEPT
 11/12/42
 GOVT OF M. & C.

OFFICE OF THE
 FOT LSG & PH
 Dt 18/12/42
 No 18887

21/1/43
 2-1-43
 21/1/43

To A6 338C/41-40
Encl One file

Office of the Deputy Commissioner,
Chitaldrug District,
Chitaldrug, dated, 22nd October '40

From

M
P. Laxappa, Esq, B.A., LL.B.,
Deputy Commissioner,
Chitaldrug District,
Chitaldrug

2613
1

135-42-8

C. Narayanaswamy, Esq, B.A., B.L.,
Secretary to Government,
Law Department,
Bangalore

Sir,

Encroachment into road margin by One G. Puttappa,
Harihar Municipality

In forwarding herewith the entire file of records on the above subject, ending with report of G.O. 40 dated 8-1-1942 from the President, Harihar Town Municipality, I have the honour to state as follows,

2 On 22nd November 1939 One Puttappa G. Giddigemutt, Harihar applied to the President, Harihar Municipality for constructing a compound wall in site No. 14 A. A license was granted on the 25th November 1939 on condition of leaving a road margin of 50 feet from the Bangalore-Dharmapuri State fund road. On 10th December, 1939, the Assistant Engineer intimated to the President that the foundation of the front wall was only 40 feet from the State fund road as against the prescribed margin of 75 feet. Thereupon the President issued Notice to the party on 4-1-1940 to stop the construction as it was contrary to the conditions of the license. The party appeared before the President on 2-3-1940 and gave a statement to the effect that the construction of the compound wall was in line with the Compound Wall of One Rajjige Basappa, that he has complied with the condition of the license, this condition being ^{one} ~~out~~ of the conditions in the license that in case the road margin of 50 feet is insisted on he has to forego a portion of his own land, that he has complied with the terms of G.O. dated 16th June, 1931, as he has left 30 feet road margin as against 20 feet contemplated in the Government order and that he may be permitted to complete the construction of the wall.

3 The President submitted a detailed report opining that an extent of 12 feet of land has to be acquired and handed over to the Public Works Department. Orders were issued from this Office directing the President to address the Department of Public Works authorities for ascertaining the extent of land required from this Private holding for allowing the required road margin after providing funds there or and that legal steps may be taken against the party for failure to comply with the terms of the notice.

4 The matter was placed before the Council at its meeting dated 11th July, 1940 whereupon it was resolved that no action need be taken against the party and that the bit of land may be acquired at Government cost. The Executive Engineer who was consulted in the matter intimated in his letter No. 800 dated 14th April 1941 that the width of the road is 22 feet, that the Municipality could not have sold the sites without consulting the Public Works Department authorities and that the land belonging to the road proper may be placed at the disposal of the Department. The question was again placed before the Council and it was resolved at its meeting dated 24th February, 1942 that the site was sold to Mr. Puttappa in accordance with the approved plan and that Government may be requested to allow the compound as a special case.

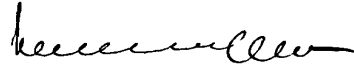
5 In this connection, I have to state that it is seen from the Revenue Survey Map of Harihar that the width of the street road works up roughly to 22 feet. The Site Plan of this extension of Harihar town was prepared by the Sanitary Engineer, Bureau of Sanitary Engineering, Bangalore so long back as 1925, and the sites have been sold in accordance with this plan. The Government order relating to the road margin was issued only during 1931. Many of the sites along this road have been sold to private individuals and several houses have already been constructed as can be seen from the rough sketch enclosed in the records. The only course now open is to acquire the bits of land for road margin throughout the length of the road in accordance with para 5 of Official Memorandum No. L 22-49/11 271-23-3 dated 1st July, 1937.

As this involves very heavy cost, I, recommend that sanction of Government may kindly be obtained for allowing the present constructions to stand as the are

I have issued circular to the Presidents of all the Municipalities to consult the Public or the Department authorities before granting license to construct buildings on the side of the State Fund Road running within the Jurisdiction of the municipalities

I have the honour to be,
Sir,
Your most obedient Servant,

M. L. P.



DEPUTY COMMISSIONER,
Chitaldrug District



Memo No L 6914 Q 13 1 243

Copy is forwarded w/c to the Chief Engr
of House, P W O, for information with refer
to u o note no ~~295~~²⁹⁵ of 6/12/42.

B-v
for
the Law Sec to Gov
16/1/42

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No *L 6913 sub 135-42-9* Dated Bangalore *13* January 1943

*This memorandum is a copy of the original
copy of the original*

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
Law Department

To

The Deputy Commissioner,
Chitaldrug District,
Chitaldrug

Sir, subject Encroachment into road margin by one G. Putappa in
Harihar Town Municipality

Adverting to your letter No A6 3386/41-2 dated 22nd
October 1942, reporting the circumstances under which one Mr G. Put-
~~appa~~, Harihar put up a compound wall contrary to the instructions of
Government relating to road margin on the Bangalore-Dharwar State
Fund ~~and~~ road and requesting that the wall already put up may be
allowed to stand, I am directed to convey the approval of Government
to your proposal to allow the structure in question to stand as a
special case

In regard to similar cases showing on the same road
referred to by you a detailed report in each case showing the road
margin now left and that which had to be allowed as per standing
orders may be kindly forwarded for the orders of Government through
the Chief Engineer

The records accompany

I have the honour to be,
Sir,
Your most obedient servant,

Sd/- C Narayanaswamy Naidu,
Secretary to Government,
Law Department

LC/3

F T O

MEMO No *L 6914*

Dated, Bangalore, the *13* January 1943
Chief Revenue Secretary

Copy of the foregoing is forwarded with compliments
to the Chief Engineer of Mysore *A W D* *Highway and* *Revenue*
to his memo no *295 B* *11* *12* *1942*

By Order,

Copy

P. Ramachandraiah T
For Secretary to Government,
Law Department

